

STATE OF ILLINOIS
95th GENERAL ASSEMBLY
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PRESIDING OFFICER: (SENATOR MARTINEZ)

The regular Session of the 95th General Assembly will please come to order. Will the Members please be in their desk? Will our guests in the galleries please rise? The invocation today will be given by Dr. Richard Ahlgrim, Berean Baptist Church, here from Springfield.

DR. RICHARD AHLGRIM:

(Prayer by Dr. Richard Ahlgrim)

PRESIDING OFFICER: (SENATOR MARTINEZ)

Please remain standing for the Pledge Allegiance. Senator Maloney.

SENATOR MALONEY:

(Pledge of Allegiance, led by Senator Maloney)

PRESIDING OFFICER: (SENATOR MARTINEZ)

Madam Secretary, Reading and Approval of the Journal.

SECRETARY SHIPLEY:

Senate Journal of May 7th, 2008.

PRESIDING OFFICER: (SENATOR MARTINEZ)

Senator Hunter.

SENATOR HUNTER:

Madam President, I move that the Journal just read by the Secretary be approved, unless some Senators has additions or corrections to offer.

PRESIDING OFFICER: (SENATOR MARTINEZ)

Senator Hunter moves to approve the Journal just read by the Secretary. There being no objection, so ordered. Madam Secretary, Messages.

SECRETARY SHIPLEY:

A Message from the House by Mr. Mahoney, Clerk.

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Mr. President - I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Bill 2649.

We've received like Messages on House Bills 4139, 4192, 4844, 5259 and 5546.

All passed the House, May 7th, 2008. Mark Mahoney, Clerk of the House.

PRESIDING OFFICER: (SENATOR MARTINEZ)

Madam Secretary, House Bills 1st Reading.

SECRETARY SHIPLEY:

House Bill 842, offered by Senator Martinez.

(Secretary reads title of bill)

House Bill 2649, offered by Senator Jacobs.

(Secretary reads title of bill)

House Bill 4139, offered by Senator Millner.

(Secretary reads title of bill)

House Bill 4602, offered by Senator Haine.

(Secretary reads title of bill)

House Bill 4844, offered by Senator Noland.

(Secretary reads title of bill)

House Bill 5259, offered by Senator Holmes.

(Secretary reads title of bill)

House Bill 5546, offered by Senator Koehler.

(Secretary reads title of bill)

House Bill 5618, offered by Senator Bond.

(Secretary reads title of bill)

And House Bill 5648, offered by Senator Demuzio.

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(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR MARTINEZ)

Madam Secretary, Resolutions.

SECRETARY SHIPLEY:

Senate Resolution 697, offered by Senator Bivins and all Members.

And Senate Resolution 699 and 700, offered by Senator Viverito and all Members.

They're both -- they're all death resolutions, Madam President.

PRESIDING OFFICER: (SENATOR MARTINEZ)

Madam Secretary, Consent Calendar.

SECRETARY SHIPLEY:

And Senate Resolution 698, offered by Senator Hunter.

It's -- it's substantive.

PRESIDING OFFICER: (SENATOR MARTINEZ)

There will be a Rules Committee immediately behind the President's Antechamber room.

(SENATE STANDS AT EASE/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR MARTINEZ)

Madam Secretary, Committee Reports.

SECRETARY SHIPLEY:

Senator Hendon, Chairman of the Committee on Rules, reports the following Legislative Measures have been assigned: Refer to Agriculture and Conservation Committee - House Bills 4549 and 5776; refer to Appropriations I Committee - Senate Bills 1102, 1103, 1104, 1108, 1111, 1112 and 1113; refer to Appropriations

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II Committee - Senate Bills 1115, 1116, 1117, 1118, 1119, 1121, 1122, 1123, 1124, 1125, 1126, 1127 and 1128; refer to Appropriations III Committee - Senate Bills 1129, 1130, 1131, 1133, 1135, 1136, 1137, 1138, 1139, 1141 and 1142; refer to Commerce and Economic Development Committee - House Bill 2649; refer to Education Committee - House Bills 4180, 5038 and 5077; refer to Environment and Energy Committee - House Bills 1842, 5086 and 5930; refer to Executive Committee - Floor Amendments 5 and 7 to House Bill 824; refer to Housing and Community Affairs Committee - House Bill 5238; refer to Insurance Committee - House Bill 4602; refer to Judiciary-Civil Law Committee - House Bill 5148; refer to Licensed Activities Committee - Floor Amendment No. 2 to Senate Bill 886; refer to Local Government Committee - House Bill 3441; refer to Pensions and Investments Committee - House Bill 5120; refer to State Government and Veterans Affairs Committee - House Bills 2392, 5618, 5666, Committee Amendment No. 2 to House Bill 1434; refer to Transportation Committee - House Bill 5204; and Be Approved for Consideration - Senate Bills 1105, 1106 {sic}, 1107, 1109, 1114, 1120, 1134 and 1140.

Senator Rickey -- Hendon, Chairman. May 8th, 2008.

PRESIDING OFFICER: (SENATOR MARTINEZ)

Ladies and Gentlemen, can I please have your attention? I will be announcing the committee hearings for today, Thursday: Licensed Activity {sic} at 11 o'clock in Room 409, Appropriations I at 12 noon in Room 212, Executive Committee at 1 o'clock in Room 212, Revenue at 1 o'clock in Room 400, and State Government and Veteran Affairs at 1 o'clock in Room 409. We will stand at recess to the call of the Chair. We will

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return after committees for further Floor action. We will be returning back to the Floor for further Floor action. We are in recess.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR CLAYBORNE)

The Senate will come to order. All those Senators within the sound of my voice in your offices, would you please come to the Floor? We intend to proceed with Senate Bill 3rd Reading. So please come to the Floor. Madam Secretary, House Bills 1st Reading. Madam Secretary, Messages.

SECRETARY SHIPLEY:

I have a Message from the House by Mr. Mahoney, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Bill 562.

We've received like Messages on House Bills 2212, 2248, 2819, 4127, 4158, 4266, 4319, 4370, 4808, 4857, 4920, 5159, 5343, 5493, 5671, 5687, 5761, 5908, 5950 and 6310.

All passed the House, May 8th, 2008. Mark Mahoney, Clerk of the House.

I have another Message from the House by Mr. Mahoney, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to

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ask the concurrence of the Senate, to wit:

House Joint Resolution 132.

Offered by Senator Garrett and adopted by the House, May 7th, 2008. Mark Mahoney, Clerk of the House.

And it is substantive, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Madam Secretary, 1st Readings.

SECRETARY SHIPLEY:

House Bill 562, offered by Senator Forby.

(Secretary reads title of bill)

House Bill 2819, offered by Senator Risinger.

(Secretary reads title of bill)

House Bill 4857, offered by Senator Cullerton.

(Secretary reads title of bill)

House Bill 5159, offered by Senator Haine.

(Secretary reads title of bill)

House Bill 5200, offered by Senator Link.

(Secretary reads title of bill)

House Bill 5205, offered by Senator Haine.

(Secretary reads title of bill)

House Bill 5343, offered by Senator Steans.

(Secretary reads title of bill)

House Bill 5518, offered by Senator Cullerton.

(Secretary reads title of bill)

House Bill 5687, offered by Senator Martinez.

(Secretary reads title of bill)

House Bill 5691, offered by Senator Martinez.

(Secretary reads title of bill)

And House Bill 5908, offered by Senator Haine.

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(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Madam Secretary, Committee Reports.

SECRETARY SHIPLEY:

Senator Garrett, Chairperson of the Committee on Public Health, reports House Bill 5242 Do Pass; and House Bills 1449 and 3446 Do Pass, as Amended.

Senator Cullerton, Co-Chairperson, and Senator Dillard, Co-Chairperson of the Committee on Judiciary-Civil Law, reports House Bills 4195 and 4869 Do Pass.

Senator Crotty, Chairperson of the Committee on Local Government, reports House Bills 2133, 2913, 4174, 4283, 4353, 4378, 4588, 4674, 4687, 4700, 4725, 4931, 4936, 4992, 5022 and 5586 Do Pass; and Floor Amendment No. 1 to Senate Bill 761 recommend Do Adopt.

Senator Munoz, Chairperson of the Committee on Transportation, reports House Bills 1915, 4297, 4839, 5607, 5655 and 5907 Do Pass; and House Bills 896, 946, 4221 and 4754 Do Pass, as Amended.

Senator Clayborne, Chairperson of the Committee on Environment and Energy, reports House Bills 314 and 4129 Do Pass.

Senator Jacobs, Chairperson of the Committee on Housing and Community Affairs, reports House Bill 4611 Do Pass; and House Bill 4178 Do Pass, as Amended.

Senator Sullivan, Chairperson of the Committee on Agriculture and Conservation, reports House Bills 271, 2825, 3571 and 5076 Do Pass.

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Senator Wilhelmi, Chairperson of the Committee on Judiciary-Civil Law -- I'm sorry, Judiciary-Criminal Law, reports House Bills 1998, 3399, 4506, 5603 and 5653 Do Pass; and Floor Amendment -- Floor Amendment No. 1 to Senate Bill 751 recommend Do Adopt.

Senator Crotty... Senator Crotty, Vice-Chairman of the Committee on Human Services, reports House Bills 5729 and 5983 Do Pass.

Senator Raoul, Chairperson of the Committee on Pensions and Investments, reports House Bills 4536 and -- 5088 Do Pass; and Floor Amendments 2 and 3 to House Bill 1702 recommend Do Adopt.

Senator Maloney, Chairperson of the Committee on Higher Education, reports House Bills 3677 and 5074 Do Pass; and Floor Amendment No. 1 to Senate Bill 2691 recommend Do Adopt.

Senator Haine, Chairperson of the Committee on Insurance, reports House Bill 5285 Do Pass.

Senator Sandoval, Chairperson of the Committee on Commerce and Economic Development, reports House Bills 1496, 4216 and 5585 Do Pass.

Senator Delgado, Chairperson of the Committee on Licensed Activities, reports House Bill 4407 Do Pass; and Floor Amendment No. 1 to Senate Bill 886 and Floor Amendments 1 and 2 to Senate Bill 887 recommend Do Adopt.

Senator Harmon, Chairperson of the Committee on Revenue, reports House Bills 4175 and 4201 Do Pass; and Floor Amendment No. 1 to Senate Bill 804 recommend Do Adopt.

Senator Silverstein, Chairperson of the Committee on Executive, reports House Bills 3569, 4189 and 5494 Do Pass; and House Bill 5768 Do Pass, as Amended; and Senate Amendment No. 5

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to House Bill 824 recommend Do Adopt.

And Senator Demuzio, Chairperson of the Committee on State Government and Veterans Affairs, reports House Bills 4369, 4811, 5596 and 5904 Do Pass.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

The AP requests to take still photos. All in favor, say Aye. All opposed, say Nay. Seeing there are none opposed, the AP request is granted. Senator Crotty, for what purpose do you seek recognition?

SENATOR CROTTY:

A point of personal interest.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Please state your -- your point.

SENATOR CROTTY:

Today I was just made aware that one of the Members of the Senate became a grandfather for the eighth time. So Senator Maloney has a granddaughter named Lucy. So everybody should congratulate him.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Congratulations, Senator Maloney. Top of page 3. Senate Bill 3rd Readings. Senate Bill 751. Senator Cullerton. Senator Cullerton. Senate -- Senate Bill 751. There's been a change in the sponsorship. Senator Cullerton... Senator Cullerton, do you seek leave of the Body to return Senate Bill 751 to the Order of 2nd Reading for the purpose of an amendment? Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 751. Madam Secretary, are there any amendments approved for consideration?

SECRETARY SHIPLEY:

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Yes, Mr. President. Floor Amendment No. 1, offered by Senator Cullerton.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Cullerton, please explain your amendment.

SENATOR CULLERTON:

Yes, thank you, Mr. President, Members of the Senate. This amendment was approved by the Judiciary Committee. The -- it deals with the State Employee Indemnification Act. The -- before the Department of Corrections and the Department of the Juvenile Justice separated, the Department of Corrections had the benefits of the State Employee Identification {sic} Act. And when we separated those two departments, the indemnification didn't follow over to the Department of Juvenile Justice. So all this bill does is to reinstate the benefits of the State Employee Indemnification Act to the Department of Juvenile Justice. Move for its adoption.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Senator Cullerton moves the adoption of Amendment No. 1 to Senate Bill 751. All those in favor will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments for -- approved for consideration?

SECRETARY SHIPLEY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Cullerton.

SENATOR CULLERTON:

...President, I'd like to -- I'd like to leave the bill on 2nd Reading if I can. After the amendment's adopted, I'd like

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to leave the bill on 2nd Reading. Is that possible?

PRESIDING OFFICER: (SENATOR CLAYBORNE)

The bill remains on 2nd Reading. Senator Harmon, on Senate Bill 761. Senator Harmon seeks leave of this Body to return Senate Bill 761 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 761. Madam Secretary, are there any amendments approved for consideration?

SECRETARY SHIPLEY:

Floor Amendment No. 1, offered by Senators Harmon and Raoul.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Harmon, would you please explain your amendment?

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The amendment becomes the bill. I'd be happy to talk about it further on 3rd Reading and move for its adoption.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing none, Senator Harmon moves the adoption of -- of Floor Amendment No. 1 to Senate Bill 761. All those in favor will say Aye. Opposed, Nay. The Ayes -- Ayes have it. Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

3rd Reading. Now on the Order of 3rd Reading, Senate Bill 761. Senator Harmon, do you wish to proceed? Senator Harmon

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wishes to proceed. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

Senate Bill 761.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Harmon.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 761 is a technical amendment to the Election Code adding some cross-references. This is in order to accommodate electronic voting on the question of whether there should be a constitutional convention. As you may imagine, twenty years ago when we last entertained this, we did not have electronic voting and we had two separate paper ballots. I don't believe there's any opposition or concern, and I ask for your Aye votes.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing none, Senator Harmon, to close.

SENATOR HARMON:

Ask for your Aye votes.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Question is, shall Senate Bill 761 pass. All those in favor will vote Aye. Opposed, Nay. The voting -- voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On the question, there are 48 Yeas, no -- no Nays, 11 voting -- 11 not voting. The bill, Senate Bill 761, having received the required

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constitutional majority, is declared passed. Senator Harmon, on Senate Bill 804. Out of the record. Senator Raoul, on Senate Bill 813. Senator Raoul. Out of the record. Leave of the Body to return to Senate Bill 876. Also leave of the Body to return to Senate Bill 879. Senator Harmon, on Senate Bill 886. Senator Harmon seeks leave of the Body to return Senate Bill 886 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 886. Madam Secretary, are there any amendments approved for consideration?

SECRETARY SHIPLEY:

Floor Amendment No. 1, offered by Senator Harmon.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Harmon, to explain the amendment.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The underlying bill is a shell bill. The amendment would become the bill. We are attempting to deal with the Elevator Safety Act and some looming dates for compliance. The amendment is one way we might be able to push that off to make sure that condominium owners, especially, are not overly burdened. We're working with all the parties right now. I'm not going to call the bill for a vote, but I would ask to adopt the amendment so we have it in the record.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing none... I'm sorry. Senator Harmon moves the adoption of Floor Amendment No. 1 to Senate Bill 886. All those in favor will vote -- will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted.

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Are there any further Floor amendments approved for consideration, Madam Secretary?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

3rd Reading. Now on the Order of 3rd Reading, Senate Bill 886. Senator Harmon, do you wish to proceed? Out of the record. On Senate Bill 887, Senator Delgado. Senator -- Senator Delgado seeks leave of the Body to return Senate Bill 887 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 887. Madam Secretary, are there any amendments approved for consideration?

SECRETARY SHIPLEY:

Floor Amendment No. 1, offered by Senator Delgado.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Delgado, to explain the amendment.

SENATOR DELGADO:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 1 to Senate Bill 887 deletes the underlying vehicle and becomes the bill. Clarifies that home nursing agency includes providing home health aide services and that those services are provided under the direction of a licensed nurse. Adds that a home nursing agency does not require, rather than qualify for, licensure under the Act. And I would ask for your approval.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Delgado moves the adoption of the -- of Floor Amendment No. 1 to Senate Bill 887. All those in favor will say

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-- sorry. Is there any discussion? Seeing none, Senator Delgado moves the adoption of Floor Amendment No. 1 to Senate Bill 887. All those in favor will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

SECRETARY SHIPLEY:

Yes, Mr. President. Floor Amendment No. 2, offered by Senator Delgado.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator -- Senator Delgado, to explain the amendment.

SENATOR DELGADO:

Thank -- thank you, Mr. President, Members of the Senate. I'm so well prepared because our analyst, Lynne Davis, did such a great job. On Floor Amendment No. 2 - retaining the underlying bill, as amended, and clarifies that home health aide services are provided under the direction of a registered professional nurse or Advanced Practice nurse. And I would ask for your approval.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing none, Senator -- Senator Delgado moves the adoption of Floor Amendment No. 2 to Senate Bill 887. All those in favor will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

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3rd Reading. Now on the Order of 3rd Reading, Senator -- I mean, the Senate -- Senate Bill 887. Senator Delgado, do you wish to proceed? Madam -- Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 887.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

To the bill, Senator Delgado.

SENATOR DELGADO:

Thank you, Mr. President. And I would just ask for your Aye vote.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing none, the question is, shall Senate Bill 887 pass. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On the question, there are 51 Yeas, none voting Nay. Senate Bill 887, having received the required constitutional majority, is declared passed. Senate Bill 1908. Senator Maloney. Out of the record. Senate Bill 1941. Senator Haine. Senator Haine. Senator Haine.

SENATOR HAINE:

Like to withdraw that from the record. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Okay. Thank you. Out of the record. Top of page 4. Senate Bill 1972. Senator Haine. Out of the record. Moving

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down to Senate Bill 2155. Senator Trotter. Out of the record. Senate Bill 2158. Senator Risinger. Out of the record. Senate Bill 2166. Senator Millner. Out of the record. Senate Bill 2214. Senator Cullerton. Senator Cullerton. Senate Bill -- 2214. Out of the record. Senator Cullerton. Senate Bill 2305. Out of the record. Senator Haine. Senate Bill 2358. Out of the record. Going to the top of page 5. Senator Cullerton. Senate Bill 2397. Out of the record. Senator Emil Jones. Senate Bill 2653. Senator -- Senator Burzynski, for what purpose do you seek...

SENATOR BURZYNSKI:

Thank -- thank you, Mr. President. For a point of personal privilege.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Please state your point of personal privilege.

SENATOR BURZYNSKI:

Thank you, Mr. President. In the gallery today, we have a couple of my constituents that are visiting us here. And I'd like to have them introduced and recognized. Rick and Ruth Martha, from DeKalb, Illinois, up here in -- on the President's side.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Please rise and be recognized. Thank you for coming. Leave of the Body, we're going to skip from Senate Bill 2653 to Senate Bill 2691 at the bottom of page 6. Senator Sullivan, on 2691. Senator Sullivan seeks leave of the Body to return Senate Bill 2691 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 2691. Madam Secretary, are

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there any amendments approved for consideration?

SECRETARY SHIPLEY:

Floor Amendment No. 1, offered by Senator Sullivan.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Sullivan, to explain the amendment.

SENATOR SULLIVAN:

Thank -- thank you, Mr. President. The amendment becomes the bill. I'll be happy to explain it on 3rd.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing none, Senator Sullivan moves for the adoption of Floor Amendment No. 1 to Senate Bill 2691. All those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

3rd Reading. Now on the Order of 3rd Reading, Senate Bill 2691. Senator Sullivan, do you wish to proceed? Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

Senate Bill 2691.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Sullivan, to explain the bill.

SENATOR SULLIVAN:

Thank you, Mr. President, Members of the Senate. The bill, as now amended, is the result of a task force that was created

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last year by the Governor after the very tragic incidents at Virginia Tech. The task force was created, of which the title of the task force is the State of Illinois Campus Security Task Force. And the task force is comprised of top leaders from around the State of Illinois in -- in the areas of education, mental health, public safety and law enforcement, along with the input and the leadership of the Illinois Emergency Management Association {sic}, the Department of Human Services, the Division of Mental Health, and the Attorney General's Office. The task force made recommendations as to how -- what we can -- what steps can be taken to address security and safety issues on our higher education campuses in the State of Illinois. And those recommendations are included in the legislation that we'll be addressing here today. Specifically, it -- the legislation creates the Campus Security Enhancement Act of 2008. Under this Act, all institutions of higher education in Illinois, both public and private, including community colleges, are required to work with their associated municipalities or counties and their emergency management associations to establish emergency plans for the campuses. The bill also requires institutions to establish violence prevention protocols and committees. This is to be done in cooperation with the local mental health departments and first responder agencies. IEMA will be required to provide any assistance to the institutions to establish those policies. I'll be more than happy to answer any questions.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Senator Burzynski, for what purpose do you rise?

SENATOR BURZYNSKI:

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Thank you, Mr. President. To the bill: First of all, I'd like to say that I think we all agree that we need to -- to move forward this type of legislation. It's something that many of our State institutions are already under way with. But certainly this will help provide added incentive to -- incentive to move forward. I would like to -- just a word of caution relative to some of the concerns that -- that we do have. This could be considered another unfunded mandate on our universities, which just two days ago were told that they were not going to receive their last payment of the fiscal year. And I know that that adds up to a lot of money throughout the State. And we just need to be aware of that. I'm -- also have a concern that this would come out of a capital program. And, certainly, I think anytime we use operational expenses -- or - excuse me - capital funds for operational expenses that raises a red flag to me. Having said that, I think this is something that we need to do; we need to pursue. Appreciate Senator Sullivan bringing the bill forward and certainly encourage an Aye vote. Thank you.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Thank you. Senator Maloney, for what purpose do you rise?

SENATOR MALONEY:

A question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

The sponsor indicates he will yield.

SENATOR MALONEY:

Senator Sullivan, I'm -- I'm sure you answered this in committee, but for legislative intent purposes, this -- this would be to allow the universities to work with the appropriate

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and proximate mental health and first responders in the area.
Is that correct?

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Sullivan.

SENATOR SULLIVAN:

Yes.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Seeing no further discussion, Senator Sullivan, to close.

SENATOR SULLIVAN:

Thank you, Mr. President. And again, what we're trying to -- trying to accomplish here is to provide a situation on our campuses across the State of Illinois to make an environment -- to create an environment where safety and concerns with regard to safety are addressed in the event of a crisis that happened, for example, at Virginia Tech and -- and not -- and just recently up at Northern Illinois University. So, I appreciate the questions of Senator Burzynski with regard to the cost of the program, but let's understand as well that many of the campuses have already put forth a -- a security -- have put forth security measures and basically this codifies and -- and establishes a set of guidelines in -- in working with local emergency management. I appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

The question is, shall Senate Bill 2691 pass. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On the question, there are 51 voting Aye, none voting Nay. Senate Bill 2691, having received the required constitutional majority, is declared passed. Leave

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of the Body, we're skipping from 2692, over to page 9, to Senate Bill 2736. Senator Halvorson, on Senate Bill 2736. Out of the record. Senator Noland, on Senate Bill 2745. Out of the record. Senator Noland, on 2750. Out of the record. On -- Senator Cullerton, on Senate Bill 2865. Senator Cullerton. Out of the record. We're going to House Bill 3rd Readings in the middle of page 9. House Bill -- I mean - I'm sorry - House Bill 824. Senator Harmon. Senator -- Senator Harmon sees {sic} leave of the Body to return House Bill -- I mean, House Bill 824 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 824. Madam Secretary, are there any amendments approved for consideration?

SECRETARY SHIPLEY:

Floor Amendment No. 5, offered by Senator Harmon.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Harmon, to explain the amendment.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Floor Amendment No. 5 to House Bill 824 -- represents a collective agreement between House and Senate negotiators on the ban on pay-to-play campaign contributions from State contractors. It is my intent, or my wish, to adopt the amendment today. There were some technical issues raised in committee. We'll -- we'll consider them over the weekend to see if there's any need to pursue anything differently and then call the bill for final 3rd Reading action next week. So I would move for the adoption of Floor Amendment No. 5.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

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Is there any discussion? Seeing none, Senator Harmon moves the adoption of Floor Amendment No. 1 - I'm sorry - Floor Amendment No. 5 to House Bill 824. All those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

3rd Reading. Senator Forby, on House Bill 1054. Out of the record. Senator Martinez, on House Bill 1334. Senator Martinez seeks leave of the Body to return House Bill... Madam Secretary, please read the bill.

SECRETARY SHIPLEY:

House Bill 1334.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Martinez, to the bill.

SENATOR MARTINEZ:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 5 to House Bill 1334 deletes everything after the enacting clause and extends the partnership between the Illinois -- Future Teacher's Corps and the Golden Apple Foundation. The partnership will now guarantee that two hundred Illinois Future Teacher Corps awards -- awards be earmarked for participation in the Golden Apple Foundation Scholarship Program. The two programs will stay separate, unlike previous amendments that would have merged the two under the Golden Apple Foundation.

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And I'll be happy to answer any questions.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Senator, could you explain the bill. We've adopted the amendment.

SENATOR MARTINEZ:

Thank you. Members of the Senate, I think that what we have been working on now for the past year is trying to see how we can merge two great entities like the Illinois Future Teacher's Corps and the Golden Apple Foundation. We've worked with both of them. We've worked with the Governor's Office. We've worked with everyone concerned to make sure that we can get these two entities to be able to provide and come out with the very best teachers. And I -- I will be happy to answer any questions regarding this legislation.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is -- is there any discussion? Seeing none, Senator Martinez, to close.

SENATOR MARTINEZ:

I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

The question is, shall House Bill 1334 pass. All those in favor will say Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On the question, there are 51 voting Yea, none voting Nay. House Bill 1334, having received the required constitutional majority, is declared passed. Senator Harmon, on House Bill 1702. Senator Harmon seeks leave of the Body to return House Bill 702 to the Order of 2nd Reading for the purpose of an amendment. Okay. 1702. Seeing --

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hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1702. Madam Secretary, are there any amendments approved for consideration?

SECRETARY SHIPLEY:

Floor Amendment No. 2, offered by Senator Harmon.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Harmon, to explain the amendment.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Floor Amendment No. 2 becomes the bill. This deals with the -- the alternate formula for pensions as applied to certain tollway and Department of Transportation employees who are in live lanes of traffic. The intent of the amendment is to include all and only those employees who work in live traffic. Be happy to debate the bill further on 3rd Reading and move for its adoption.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing none, Senator Harmon moves the adoption of Floor Amendment No. 1 to House Bill 1702. All those in favor will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

SECRETARY SHIPLEY:

Yes, Mr. President. Floor Amendment No. 3, offered by Senator Harmon.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Harmon, to explain the amendment.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the

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Senate. Floor Amendment No. 3 provides the funding plan to finance the -- the alternate benefit enacted in Amendment No. 2. I'd be happy to debate the bill on 3rd Reading and move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing -- seeing none, Senator Harmon moves the adoption of Floor Amendment No. 2 to House Bill 1702. All those in favor will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

SECRETARY SHIPLEY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

3rd Reading. House Bill 2254. Senator Schoenberg. Out of the record. At the top of page 10, Senate -- I mean - I'm sorry - House Bill 4165. Senator Murphy. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 4165.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Murphy, to explain the bill.

SENATOR MURPHY:

Thank you, Mr. President. This bill provides that the Secretary of State may designate on each Illinois ID Card or Illinois Disabled Person ID Card a space where the cardholder may place a sticker or decal indicating that the cardholder has renewed his or her card. This is a one-time renewal. Passed

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unanimously out of the House and I'd urge an Aye vote.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing none, Senator Murphy, to close.

SENATOR MURPHY:

I'd appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

The question is, shall House Bill 4165 pass. All those in favor will say Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On the question, there are 50 voting Yea, none voting Nay. House Bill 4165, having received - - none voting Present. House Bill 4165, having received the required constitutional majority, is declared passed. House Bill -- 4190. Senator Demuzio. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 4190.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Demuzio, to the bill.

SENATOR DEMUZIO:

Yes, thank you, Mr. President, Members of the Senate. 4190 -- House Bill 4190 amends the Illinois Public Aid Code regarding the sheltered care rate increase. And what this does is it increases by ten percent the sheltered care rates which will be in effect on June 30th of 2008. This is a bill that we believe -- the sheltered care facilities provide personal care and assistance and we ask for a ten percent increase in their rates.

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PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing none, Senator Demuzio, to close.

SENATOR DEMUZIO:

Yes, I ask for a favorable Aye.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

The question is, shall House Bill 4190 pass. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On the question, there are 52 voting Yea, none voting Nay, none voting Present. House Bill 4190, having received the required constitutional majority, is declared passed. House Bill 4191. Senator Collins. Out of the record. House Bill 4456. Senator Steans. Madam Secretary, read the bill.

SECRETARY SHIPLEY:

House Bill 4456.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Steans, to the bill.

SENATOR STEANS:

Yes, House Bill 4456 creates a commission on youth. There hasn't been one in twenty-two years in the State. This commission will develop recommendations on how to more effectively deliver services and allocate resources to support youth from birth to age twenty-four. There's -- it passed unanimously -- well, I guess one No in the House. And I know of no opposition, and I would encourage an Aye vote.

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PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? Seeing none, the question is, shall House Bill 4456 pass. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On the question, there are 51 voting Yea, none voting Nay, none voting Present. House Bill 4456, having received the required constitutional majority, is declared passed. House Bill 4527. Senator Schoenberg. Out of the record. House Bill 4583. Senator Link. Out of the record. House Bill 4705. Senator Lightford. Out of the record. Consent Calendar. We'll now proceed to the Order of Resolutions Consent Calendar. With leave of the Body, all those resolutions read in today will be added to the Consent Calendar. Madam Secretary, have there been any objections filed to any resolutions on the Consent Calendar?

SECRETARY SHIPLEY:

No objections filed, Mr. President.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Is there any discussion? If not, the question, shall -- the question is, shall the resolution {sic} on the Consent Calendar be adopted. All those in favor, say Aye. Opposed, Nay. The Ayes have -- have it. The motion carries and the resolutions are adopted. Messages.

SECRETARY SHIPLEY:

I have a Message from the House by Mr. Mahoney, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

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House Joint Resolution 133.

And offered by Senator Sullivan.

(Secretary reads HJR No. 133)

Adopted by the House, March -- I'm sorry, adopted by the House, May 8th, 2008. Mark Mahoney, Clerk of the House.

PRESIDING OFFICER: (SENATOR CLAYBORNE)

Senator Sullivan moves to suspend the rules for the purpose of the immediate consideration and adoption of House Joint Resolution 133. All those in favor, say Aye. Opposed, Nay. The Ayes have it, and the rules are suspended. Senator Sullivan now moves the adoption of House Joint Resolution 133. All in favor, say Aye. Opposed, Nay. The Ayes have it, and House Joint Resolution 133 is adopted. Pursuant to House Joint Resolution 133, the Senate stands adjourned until Tuesday, May 13th, 2008, at noon. The Senate stands adjourned.